

**Elden M. Rosenthal, OSB No. 72217**

[elden@rgdpdx.com](mailto:elden@rgdpdx.com)

**Michael A. Greene, OSB No. 802445**

[mike@rgdpdx.com](mailto:mike@rgdpdx.com)

**John T. Devlin, OSB No. 042690**

[john@rgdpdx.com](mailto:john@rgdpdx.com)

Rosenthal Greene & Devlin, P.C.

121 SW Salmon St., Suite 1090

Portland, OR 97204

Telephone: (503) 228-3015

Fascimile: (503) 228-3269

Of Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON  
EUGENE DIVISION

DEREK JOHNSON, personal representative of  
KELLY CONRAD GREEN II, deceased; KELLY  
CONRAD GREEN and SANDY PULVER

Plaintiffs,

v.

CORIZON HEALTH, INC., a Tennessee  
Corporation; LANE COUNTY, an Oregon  
county; DR. JUSTIN MONTOYA, an individual;  
VICKI THOMAS, an individual; KIRSTIN  
WHITE, an individual; SHARON EPPERSON  
(née FAGAN), an individual,

Defendants.

**Civil Action No. 6:13-cv-01855-TC**

**PLAINTIFF'S PROPOSED  
VERDICT FORM**

We, the jury, return the following verdict:

**CIVIL RIGHTS § 1983 CLAIMS**

**Events Before Casey Green's Court Appearance**

1. Did Casey Green suffer damage as a result of the policies, practices or customs of Corizon Health, Inc.?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

2. Did Casey Green suffer damage as a result of the policies, practices or customs of Lane County?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

3. Is Dr. Justin Montoya liable in his supervisory capacity for the damages suffered by Casey Green?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

4. Is Vicki Thomas liable in her supervisory capacity for the damages suffered by Casey Green?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

*If you answered “yes” to Questions 1, 2, 3 or 4, please answer Questions 5, 6 and 7. If you answered “no” to Questions 1, 2, 3 and 4, please proceed to answer Question No. 8.*

5. What is the amount of damages suffered by Casey Green?

ANSWER: Economic damages \$\_\_\_\_\_

Noneconomic damages \$\_\_\_\_\_

6. Did Casey Green die as a result of the policies, practices or customs of Corizon Health, Inc. or Lane County?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

7. Did Casey Green die as a result of the supervisory acts or omissions of Justin Montoya, M.D. or Vicki Thomas?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

*If you answered “yes” to Questions 6 and/or 7, please answer Question 8. If you answered “no” to Questions 6 and 7, please proceed to answer Question No. 9.*

8. What is the amount of damages (loss of society and companionship) suffered by Casey Green’s parents as a result of Casey Green’s death?

ANSWER: Kelly Green \$ \_\_\_\_\_  
Sandy Pulver \$ \_\_\_\_\_

**Events During and After Casey Green's Court Appearance**

9. Did Casey Green suffer damage as a result of the policies, practices or customs of Corizon Health, Inc.?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

If so, what is the amount of damages suffered by Casey Green as a result of the policies, practices or customs of Corizon Health, Inc.?

ANSWER: Economic damages \$ \_\_\_\_\_  
Noneconomic damages \$ \_\_\_\_\_

10. Did Casey Green suffer damage as a result of the policies, practices or customs of Lane County?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

If so, what is the amount of damages suffered by Casey Green as a result of the policies, practices or customs of Lane County?

ANSWER: Economic damages \$ \_\_\_\_\_  
Noneconomic damages \$ \_\_\_\_\_

11. Was Kirstin White deliberately indifferent to Casey Green's rights under the Fourteenth Amendment?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

12. *If you answered "yes" to Question 11:* Did Kirstin White's actions cause damage to Casey Green?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

13. *If you answered "yes" to Question No. 12:* What is the amount of damages suffered by Casey Green as a result of the deliberate indifference of Kirstin White?

ANSWER: Economic damages \$\_\_\_\_\_

Noneconomic damages \$\_\_\_\_\_

14. Was Sharon Epperson deliberately indifferent to Casey Green's rights under the Fourteenth Amendment?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

15. *If you answered "yes" to Question 14:* Did Sharon Epperson's actions cause damage to Casey Green?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

16. *If you answered "yes" to Question No. 15:* What is the amount of damages suffered by Casey Green as a result of the deliberate indifference of Sharon Epperson?

ANSWER: Economic damages \$\_\_\_\_\_

Noneconomic damages \$\_\_\_\_\_

17. Was Vicki Thomas deliberately indifferent to Casey Green's rights under the Fourteenth Amendment?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

18. *If you answered "yes" to Question 17:* Did Vicki Thomas's actions cause damage to Casey Green?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

19. *If you answered "yes" to Question No. 18:* What is the amount of damages suffered by Casey Green as a result of the deliberate indifference of Vicki Thomas?

ANSWER: Economic damages \$\_\_\_\_\_

Noneconomic damages \$\_\_\_\_\_

20. Did Casey Green die as a result of the policies, practices or customs of Corizon Health, Inc. or Lane County?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

21. Did Casey Green die as a result of the deliberate indifference of Kirstin White, Sharon Epperson or Vicki Thomas?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

*If you answered “yes” to Questions 20 or 21, please answer Question 22. If you answered “no” to both Questions 20 and 21, please proceed to answer Question 23.*

22. What is the amount of damages (loss of society and companionship) suffered by Casey Green’s parents as a result of Casey Green’s death?

ANSWER: Kelly Green \$\_\_\_\_\_

Sandy Pulver \$\_\_\_\_\_

**Punitive damages**

*Please answer the following questions if you awarded damages against Corizon Health, Inc, Kirstin White, Sharon Epperson, Vicki Thomas or Dr. Justin Montoya.*

*If you did not award damages against any of those defendants, please proceed to Question 28.*

23. Did Corizon Health, Inc. act maliciously or wantonly or with a callous or reckless disregard of Casey Green’s constitutional rights?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

If so, what amount of punitive damages, if any, should Corizon Health, Inc. pay?

ANSWER: \$\_\_\_\_\_

24. Did Kirstin White act maliciously or wantonly or with a callous or reckless disregard of Casey Green’s constitutional rights?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

If so, what amount of punitive damages, if any, should Kirstin White pay?

ANSWER: \$\_\_\_\_\_

25. Did Sharon Epperson act maliciously or wantonly or with a callous or reckless disregard of Casey Green's constitutional rights?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

If so, what amount of punitive damages, if any, should Sharon Epperson pay?

ANSWER: \$\_\_\_\_\_

26. Did Vicki Thomas act maliciously or wantonly or with a callous or reckless disregard of Casey Green's constitutional rights?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

If so, what amount of punitive damages, if any, should Vicki Thomas pay?

ANSWER: \$\_\_\_\_\_

27. Did Dr. Justin Montoya act maliciously or wantonly or with a callous or reckless disregard of Casey Green's constitutional rights?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

If so, what amount of punitive damages, if any, should Dr. Justin Montoya pay?

ANSWER: \$\_\_\_\_\_

**GROSS NEGLIGENCE/RECKLESS MISCONDUCT**

28. Was Casey Green injured as a result of the gross negligence or reckless misconduct of Corizon Health, Inc.?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

If so, what is the amount of damages suffered by Casey Green as a result of Corizon Health, Inc.'s gross negligence or reckless misconduct?

ANSWER: Economic damages \$\_\_\_\_\_

Noneconomic damages \$\_\_\_\_\_

29. Did the gross negligence or reckless misconduct of Corizon Health, Inc. cause the death of Casey Green?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

If so, what is the amount of damages (loss of society and companionship) suffered by Casey Green's parents as a result of Casey Green's death?

ANSWER: Kelly Green \$ \_\_\_\_\_

Sandy Pulver \$ \_\_\_\_\_

*If you answered "yes" to Question 28, please answer Question 30. If you answered "no" to Question 28, please proceed to Question 31.*

30. Did Corizon Health, Inc. act maliciously or wantonly, or with a callous or reckless disregard of Kelly Green's safety?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

If so, what amount of punitive damages, if any, should Corizon Health, Inc. pay?

\$ \_\_\_\_\_

### **NEGLIGENCE**

#### **Corizon**

31. Was Corizon Health, Inc. negligent in one or more of the ways alleged by the plaintiffs?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

32. Did that negligence cause damages to Casey Green?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

*If you answered "yes" to Questions 31 and 32 please proceed to Question 33. If you answered "no" to Questions 31 and/or Question 32, please proceed to Question 35.*

33. What is the amount of damages suffered by Casey Green as a result of that negligence?

ANSWER: Economic damages \$\_\_\_\_\_

Noneconomic damages \$\_\_\_\_\_

34. Did that negligence cause the death of Casey Green?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

If so, what is the amount of damages (loss of society and companionship) suffered by Casey Green's parents as a result of Casey Green's death?

ANSWER: Kelly Green \$\_\_\_\_\_

Sandy Pulver \$\_\_\_\_\_

**Lane County**

35. Was Lane County negligent in one or more of the ways alleged by the plaintiffs?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

36. Did that negligence cause damages to Casey Green?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

*If you answered "yes" to Question 35 and Question 36, please proceed to Question 37. If you answered "no" to Question 35 and/or Question 36, do not answer the remaining questions.*

37. What is the amount of damages suffered by Casey Green as a result of that negligence?

ANSWER: Economic damages \$\_\_\_\_\_

Noneconomic damages \$\_\_\_\_\_

38. Did that negligence cause the death of Casey Green?

ANSWER: \_\_\_\_\_ Yes \_\_\_\_\_ No

If so, what is the amount of damages (loss of society and companionship) suffered by Casey Green's parents as a result of Casey Green's death?



ANSWER:	Kelly Green	\$ _____
	Sandy Pulver	\$ _____

Dated this \_\_\_\_ day of July, 2015.

\_\_\_\_\_  
Presiding Juror

DATED this 18<sup>th</sup> day of May, 2015.

ROSENTHAL GREENE & DEVLIN, PC

/s/ Elden M. Rosenthal  
Elden M. Rosenthal, OSB No. 722174  
Email: [elden@rgdpdx.com](mailto:elden@rgdpdx.com)  
Michael A. Greene, OSB No. 802445  
Email: [mike@rgdpdx.com](mailto:mike@rgdpdx.com)  
John T. Devlin, OSB No. 042690  
Email: [john@rgdpdx.com](mailto:john@rgdpdx.com)  
Phone: (503) 228-3015  
Fax: (503) 228-3269

Of Attorneys for Plaintiffs

## CERTIFICATE OF SERVICE

I hereby certify that I served true and correct copies of the foregoing:

### 1. PLAINTIFF'S PROPOSED VERDICT FORM

on the following:

James Daigle  
Adam Heder  
*Stewart Sokol & Larkin LLC*  
2300 SW First Ave., Suite 200  
Portland, OR 97201  
[jmdaigle@lawssl.com](mailto:jmdaigle@lawssl.com)  
[aheder@lawssl.com](mailto:aheder@lawssl.com)

Richard K. Hansen  
Anne M. Talcott  
*Schwabe, Williamson & Wyatt, P.C.*  
1211 SW 5th Ave., Suite 1900  
Portland, OR 97204  
[rhansen@schwabe.com](mailto:rhansen@schwabe.com)  
[atalcott@schwabe.com](mailto:atalcott@schwabe.com)

Of Attorneys for Corizon defendants.

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Robert L. Goldstucker  
*Nall & Miller, LLP*  
235 Peachtree St., NE  
Suite 1500 – North Tower  
Atlanta, GA 30303-1418  
[bgoldstucker@nallmiller.com](mailto:bgoldstucker@nallmiller.com)

Sebastian Tapia  
Stephen Dingle  
*Lane County Counsel*  
125 East 8<sup>th</sup> Avenue  
Eugene, OR 97401  
[Sebastian.tapia@co.lane.or.us](mailto:Sebastian.tapia@co.lane.or.us)  
[Stephen.dingle@co.lane.or.us](mailto:Stephen.dingle@co.lane.or.us)

Of Attorneys for Corizon defendants.

Of Attorneys for Lane Co. defendant.

by the following method/s:

☐ mail with postage prepaid, deposited in the US mail at Portland, OR  
☒ service made via electronic mailing and/or CM/ECF filing  
☐ hand delivery  
☐ facsimile transmission  
☐ overnight delivery.

Dated this 18<sup>th</sup> day of May, 2015.

/s/ Elden M. Rosenthal  
ELDEN M. ROSENTHAL, OSB No. 722174  
MICHAEL A. GREENE, OSB No. 802445  
JOHN T. DEVLIN, OSB No. 042690  
*Of Attorneys for Plaintiff*